

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

ALLSTATE INSURANCE COMPANY;
ALLSTATE FIRE AND CASUALTY
INSURANCE COMPANY; ALLSTATE
PROPERTY AND CASUALTY
INSURANCE COMPANY; ESURANCE
INSURANCE COMPANY; and
ESURANCE PROPERTY AND
CASUALTY INSURANCE COMPANY,

Plaintiffs,

v.

TOX TESTING, INC.; PARAGON
LABS, LLC; MICHIGAN
TECHNOLOGY PARTNERS, LLC;
CURE IMAGING, LLC; US HEALTH
PHARMACEUTICALS, LLC d/b/a
MEDS DIRECT; LIVONIA CARE
PHARMACY, INC.; BLOCK BILLING
SOLUTIONS, LLC; MICHAEL
ANGELO; CHITRA SINHA, M.D.; and
NILESH PATEL,

Defendants.

C.A. No. 2:18-cv-13336-PDB-DRG

**STIPULATION OF
DISMISSAL WITH
PREJUDICE AS TO
DEFENDANTS NILESH
PATEL AND LIVONIA
CARE PHARMACY, INC.**

Pursuant to Fed. R. Civ. P. 41(a)(1), it is hereby stipulated and agreed by and between plaintiffs Allstate Insurance Company, Allstate Fire and Casualty Insurance Company, Allstate Property and Casualty Insurance Company, Esurance Insurance Company, and Esurance Property and Casualty Insurance Company (collectively, “Allstate”) and defendants Nilesh Patel (“Patel”) and Livonia Care Pharmacy, Inc.

(“Livonia Care”), by and through their undersigned counsel, that Allstate’s Complaint (*Docket No. 1*) be dismissed with prejudice as to Patel and Livonia Care without costs or fees of any kind to any party. It is hereby agreed by the parties that this Court shall retain jurisdiction to enforce the terms of settlement reached between the parties.

[SIGNATURE PAGE FOLLOWS]

STIPULATED AND AGREED TO THIS 11th DAY OF SEPTEMBER, 2019:

<p>Respectfully Submitted,</p> <p><i>Allstate Insurance Company, Allstate Fire and Casualty Insurance Company, Allstate Property and Casualty Insurance Company, Esurance Insurance Company, and Esurance Property and Casualty Insurance Company,</i></p> <p>By their Attorneys,</p> <p><i>/s/ Jacquelyn A. McEttrick</i></p>	<p><i>Livonia Care Pharmacy, Inc. and Niles Patel,</i></p> <p>By their Attorneys,</p> <p><i>/s/ Debra A. Geroux</i></p>
<p>Richard D. King, Jr. rking@smithbrink.com Nathan A. Tilden (P76969) ntilden@smithbrink.com Jacquelyn A. McEttrick jmcettrick@smithbrink.com Andrew DeNinno adeninno@smithbrink.com SMITH & BRINK, P.C. 38777 Six Mile Road, Suite 314 Livonia, MI 48152</p> <p>350 Granite St., Suite 2303 Braintree, MA 02184 (617) 770-2214</p>	<p>Debra A. Geroux (P50955) geroux@butzel.com Ziyad I. Hermiz (P72236) hermiz@butzel.com BUTZEL LONG Stoneridge West 41000 Woodward Avenue Bloomfield Hills, MI 48304 (248) 258-1616</p> <p>150 West Jefferson, Suite 100 Detroit, MI 48226 (313) 225-5315</p>

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C.A. No. 2:18-cv-13336-PDB-DRG

**STIPULATED ORDER
OF DISMISSAL WITH
PREJUDICE AS TO
DEFENDANTS NILESH
PATEL AND LIVONIA
CARE PHARMACY, INC.**

This matter having come before the Court upon stipulation of the parties, and the Court being otherwise fully advised in the premises:

IT IS HEREBY ORDERED that plaintiffs' causes of action against defendants Nilesh Patel and Livonia Care Pharmacy, Inc. are hereby dismissed with

prejudice and without costs to any party. The Court shall retain jurisdiction over this matter only to enforce the terms of settlement reached between the parties.

IT IS SO ORDERED.

Dated: September 13, 2019

s/Paul D. Borman
Paul D. Borman
United States District Judge